



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE
ON
LAW AND JUSTICE

Tuesday, November 7, 2017

9:00 a.m.

Room 327 House Office Building

The House Standing Committee on Law and Justice was called to order by Vice-Chairman Lucido.

Members present: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Members absent/excused: None.

Vice-Chairman Lucido laid the following bills before the committee:

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| SB 72 | (Bieda) | Corrections; parole; parole eligibility for certain controlled substance offenders; modify. |
| SB 73 | (Bieda) | Crimes; controlled substances; parole eligibility for certain controlled substance offenders; modify. |
| SB 220 | (Bieda) | Criminal procedure; sentencing guidelines; sentencing guidelines for certain repeat drug offenses; amend to reflect changes in public health code. |

Senator Bieda testified in support of the bills.

Toni Ayers, Linda McNelis, and Connie Johnston, all representing the Sellors' Family, testified in support of the bills. Questions and discussion followed.

Kyle Kaminski, representing the Michigan Department of Corrections, submitted a card with a neutral position on the bills and came forward to address questions. Discussion followed.

The following people submitted a card in support of the bills, but did not wish to speak:

John Cooper, representing the Citizens Alliance on Prisons and Public Spending.
Noah Smith, representing the Criminal Defense Attorneys of Michigan.
Kimberly Buddin, representing the American Civil Liberties Union of Michigan.

Vice-Chairman Lucido laid the following bill before the committee:

HB 5010 (Farrington) Criminal procedure; statute of limitations; crime of armed robbery; include.

Representative Farrington; Derek Miller, representing Eric Smith, the Prosecuting Attorney for Macomb County; and Captain Richard Maierle, representing the Clinton Township Police Department, testified together in support of the bill. Questions and discussion followed.

Mike Pendy, representing the Prosecuting Attorneys Association, submitted a card in support of the bill, but did not wish to speak.

Kimberly Buddin, representing the American Civil Liberties Union of Michigan, submitted a card in opposition to the bill, but did not wish to speak.

Vice-Chairman Lucido laid the committee at ease, the time being 9:31 a.m.
Chairman Kesto called the committee back to order, the time being 9:35 a.m.

Chairman Kesto laid the following bill before the committee:

SB 44 (Hansen) Criminal procedure; other; recovery of certain costs for criminal contempt prosecution or retail fraud; provide for.

The Michigan Association of Chiefs of Police, submitted a card in support of SB 44 (H-3), but did not wish to speak.

Representative Graves moved to adopt substitute (H-3) to SB 44. The motion prevailed, the vote being 11-1-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Guerra, Liberati, Wittenberg.
Nays: Rep. Robinson.
Pass: None.

Representative Graves moved to report out SB 44 with recommendation as substitute (H-3). The motion prevailed, the vote being 8-2-2.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Guerra, Liberati.
Nays: Reps. Chang, Robinson.
Pass: Reps. Howrylak, Wittenberg.

Representative Lucido moved to adopt the minutes of October 31, 2017. There being no objection, the motion prevailed by unanimous consent.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 9:37 a.m.

Representative Klint Kesto, Chair

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